



CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: October 12, 2004 Name: John Murray, Ph.D.Signature: John Murray

BRINKS
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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Gary J. Nabel et al.Appln. No.: 09/708,276Filed: November 7, 2000For: Method For Treating Proliferative Disease
With p27 And Fusions ThereofAttorney Docket No: 8642/94Examiner: David Guzo, Ph.D.Art Unit: 1636

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Amendment, Replacement Figure, Statement Supporting use of CRF from previous application; Notice to Comply with Sequence listing requirements; Sequence Listing, and reference
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
					Total	\$		Total	\$

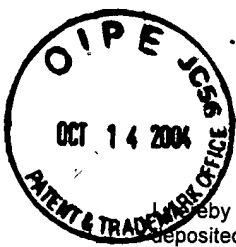
Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

October 12, 2004
Date

John Murray
John Murray, Ph.D. (Reg. No. 44,251)



JFW
1636
Sequence listing

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on OCTOBER 12, 2004
Date of Deposit

John Murray

Name of applicant, assignee or
Registered Representative

John Murray
Signature

OCTOBER 12, 2004
Date of Signature

Case No. 8642/94

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary J. Nabel &
Elizabeth G. Nabel

Serial No: 09/708,276

Examiner: David Guzo, Ph.D.

Filed: November 7, 2000

Group Art Unit: 1636

For: METHOD FOR TREATING
PROLIFERATIVE DISEASE WITH
p27 AND FUSIONS THEREOF

**AMENDMENT AND REQUEST FOR
RECONSIDERATION UNDER 37 C.F.R. §1.111**

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

Dear Sir:

In response to the Office Action dated July 27, 2004, Applicants hereby request entry of the following amendments and remarks: